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UNITED STATES GENERAL ACCOUNTING OFFICE
WASHINGTON, D.C. 20548

OFFICE OF GENERAL COUNSEL

B-194782

June 12, 1981

Mr. P.M. Baldino, Chief of
Finance and Accounting Division
Resources Management Office
Office of the Chief of Engineers
Department of the Army

Dear Mr. Baldino:

This is in response to your letter of March 6, 1981, with enclosure, (reference DAEN-RMF-AQ), requesting relief from liability for twelve authorized recreational fee collectors, for \$5,500.00 in recreational fees and change funds stolen in a burglary at Lake Rathbun, Iowa.

This loss was the subject of our letter to you dated August 25, 1980, in which we pointed out that since the stolen funds had not yet come into the possession of the responsible recreational fee cashier, he was not accountable for them and could not be held liable for their loss. You have now furnished the determinations required by 31 U.S.C. § 82a-1 and the request for relief of the twelve collectors, who were accountable for the funds at the time of their loss and whose names you have furnished us, as suggested in our letter.

We concur in the determinations concerning the lack of negligence on the part of the collectors and that they were acting in the line of duty. Accordingly, the relief requested is granted.

Sincerely yours,

Harry R. Van Cleve

Harry R. Van Cleve
Acting General Counsel

[Request for Relief From Liability]

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